

PATENT Attorney Docket No.: DIVER1140-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Jay M. Short

Art Unit:

1645

Application No.: Filed:

09/663,620

Examiner:

Unassigned

Title:

September 15, 2000

COMBINATORIAL SCREENING OF MIXED POPULATIONS OF **ORGANISMS**

BOX MISSING PARTS

Commissioner for Patents Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed January 8, 2001, enclosed are:

- A copy of the Notice to File Missing Parts of Application (2 pages); 1. 2.
- An executed Declaration For Patent Application (2 pages);
- 3. Power of Attorney by Assignee (2 pages);
- Petition for Two (2) Months Extension of Time (2 pages); 4.
- 5. Check in the amount of \$1,353.00;
- 6. Return Receipt Postcard.

	CERTIFICATION UNDER 37 CFR §1.8
	nereby certify that the dogues
	hereby certify that the documents referred to as enclosed herein are being deposited with the united States Postal Service as first class mail on this date, April 13, 2001, in an Commissioner for Patents, West.
6	Commissioner for Patents, Washington, D.C. 20231.
	Varne of Person Mailing Paper
K	AUCALL MAIling Paper
3	ignature 4/13/2
L.	<u> </u>
	Date

In re Application of: Jay M. Short

Application No.: 09/663,620 Filed: September 15, 2000

Page 2

PATENT Attorney Docket No.: DIVER1140-3

Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

Number Filed	Calculated as following Number Extra		Rate	T		Fee
Total Claims 62 -20 Independent Claims 12 -3 Multiple Dependent Claims Presented: □Yes ⊠ No	= 42 X = 9 X	Large Entity \$18 \$80	Small Entity \$09 \$40	=======================================	Small Entity \$.00	Large Entity \$ 378.00 \$ 360.00
		\$270	\$135			
	BASIC FEE			\$710.00	\$ 0.00 \$ 355.00	
Enclosed is a check in the filing fee; \$65.00 surchare	ا \$ total amount of	TO	TAL FEE		0.00	\$1,093.00

Enclosed is a check in the total amount of \$1,353.00; which consists of \$1,093.00 for the filing fee; \$65.00 surcharge fee for missing parts of the application; and \$195.00 for the Two (2) Months Extension of Time fee. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: April 13, 2001

Lisa/A. Haile, J.D., Ph.D.

Registration No.: 38,347 Telephone: (858) 677-1456

Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP

4365 Executive Drive, Suite 1600 San Diego, California 92121-2189 USPTO Customer Number 28213

Gray Cary\GT\6232503.1

104659-17



United States Patent and Trademark Office

FILING/RECEIPT DATE

09/15/2000

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE

WASHINGTON, D.C. 20231 www.uspto.gov ATTORNEY DOCKET NUMBER

FIRST NAMED APPLICANT Jay M. Short

DIVER1140-3

Lisa A Haile Gray Cary Ware & Freidenrich LLP 4365 Executive Drive

APPLICATION NUMBER

09/663,620

Suite 1600

San Diego, CA 92121-2189

RECEIVED

DEC 2 6 2000

GRAYCARY/GT PATENT

FORMALITIES LETTER

Date Mailed: 12/15/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
- Applicant must submit \$ 345 to complete the basic filing fee and/or file a small entity statement claiming Total additional claim fee(s) for this application is \$729.
- - \$378 for 42 total claims over 20.
 - \$351 for 9 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items Small Entity Statement is unsigned.

The balance due by applicant is \$ 1139.			
	09653620	355,00 Gp 65,00 Gp 360,00 Gp 378,00 Gp	
A copy of this notice MUST be returned with the reply. Customer Service Center	00000		
£1	TO AZEUDIE	The my	

Initial Patent Examination Division (703) 308-1202 PART 2 - COPY TO BE RETURNED WITH RESPONSE